

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA  
THE UNITED STATES OF AMERICA AND THE DEPARTMENT OF JUSTICE

**FILED**  
**U.S. DISTRICT COURT**  
**DISTRICT OF NEBRASKA**

JUL 26 2011

**OFFICE OF THE CLERK**

The United States of America,  
Plaintiff

vs

Antonio Rigberto Frausto,  
Defendant

CASE No.: 8:08-CR-263-JFB-FG3

RESPONSE TO GOVERNMENT'S MOTION FOR  
COURT ORDER FOR FINDING THAT ATTORNEY-CLIENT PRIVILEGE BE WAIVED  
AND DEFENDANT'S CHALLENGE THEREOF

NOW COMES, ANTONIO RIGBERTO FRAUSTO, Defendant, as represented in propria personam, sui juris, and acting as his own legal counsel, hereby moves this Honorable Court to extend consideration toward this Response and grant DENIAL of Government's formal Motion requesting "Entry for order finding the Attorney-Client Privilege to be acceptable for Waiver" as unconstitutional and a violation of the Attorney-Client privilege and Defendant's Constitutional Rights to Reasonable Standards and Practices of Representation under Constitutional Amendment Rights to Due Process, that Defendant's original Motion under Habeas Corpus with filing in accordance with Section § 2255 shall stand on its own merit with reasonable and defensible arguments for Ineffective Assistance of Counsel based upon evidentiary documentation, court transcripts, prosecutorial filings, Defense noted objections, and all other deficiencies as noted and presented under formal Motion of Appeal providing this Honorable Court NO REASONABLE GROUNDS to violate the sanctity of the Attorney-Client Privilege as petitioned. And that such arguments set forth shall stand on their own merit outside of Attorney Affidavit rendering such demand upon the court as outside of the constitutional rights of the court.

**RECEIVED**

DATE: July 25, 2011

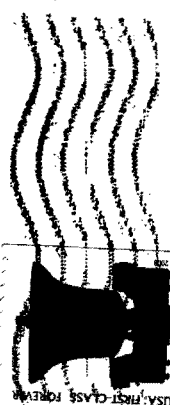
JUL 26 2011

CLERK  
U.S. DISTRICT COURT  
OMAHA

x Antonio Frausto  
Antonio Rigberto Frausto, Defendant/ Respondent

NAME: Antonio Travis  
REG # 40720-051  
Federal Correctional Institution Elton  
P. O. Box 10  
Lisbon, OH 44432

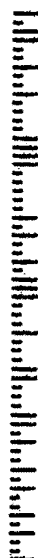
FOUNDS TOWN OH 445  
26 JUL 2011 PM 11



40720-051

Denice M Lucks  
District Clerk  
111 S. 18TH ST  
United States Dist Court  
Omaha, NE - 68102  
United States

68102682077



**FEDERAL CORRECTIONAL INSTITUTION**

P.O. BOX 498

7/26/2011

USBN, OHIO 44432

DATE

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